

1 BENJAMIN B. WAGNER
2 United States Attorney
R. STEVEN LAPHAM
3 Assistant U.S. Attorney
501 I Street, Suite 10-100
Sacramento, California 95814
4 Telephone: (916) 554-2724

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7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF CALIFORNIA
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10 UNITED STATES OF AMERICA,) CR. NO. S-05-128 LKK
11 Plaintiff,)
12 v.) STIPULATION AND
13 JAMES KALFSBEEK, et al.,) ORDER RE: RESTITUTION
14 Defendants.)
15 _____) Date: 05/11/10
) Time: 9:15 a.m.
) Court: Courtroom 4

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17 IT IS HEREBY STIPULATED between the United States of America
18 through its undersigned counsel, Assistant United States Attorney R.
19 Steven Lapham, and defendant JAMES KALFSBEEK, through counsel Scott
20 L. Tedmon, defendant DONNA ROWE, through counsel Joseph J. Wiseman,
21 defendant AMY POLNOFF, through counsel John Balazs, and defendant
22 KURT LAKOTA, through counsel Dwight Samuel, as follows:

23 1. The number of identifiable victims in this case is so large
24 and the task of determining complex issues of fact related to the
25 cause and amount of each victim's loss so complex, that it is
impractical to attempt to fashion a comprehensive restitution order
27 that would encompass all losses in the case.

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1 2. Given the financial resources of each of the defendants and
2 the anticipated financial needs and earning ability of each of the
3 defendants, it is also impractical to expect that the defendants
4 could compensate all the victims in this case if the court were to
5 impose a comprehensive restitution order.

6 3. The individuals listed below either testified at trial,
7 submitted claims with the U.S. Attorneys Office or the United States
8 Probation Office, or otherwise provided documentation substantiating
9 their losses as a result of the defendants' conduct.

TONY HYSON	\$19,000
ROBERT QUICK	\$16,680
BONNIE DANDRIDGE	\$800
TRACY DANDRIDGE	\$5,300
TINA/BERNARD DARBONNE	\$729
DANIEL GILL	\$750
STEPHEN S. GREGG	\$500
CAMARIE (HAMILL) DAVIES	\$1,850
GLENN COLLINS	\$14,500
DARREN/TONYA LEWIS	\$5,600
ARTHUR MISHKOFF	\$9,041
NATHAN WRIGHT	<u>\$25</u>
<u>TOTAL:</u> \$ 74,775	

18 4. The court may, therefore, enter an order of restitution in
19 the amount of \$74,775, payable jointly and severally by each of the
20 above-named defendants, apportioned to the above-named victims in the
21 amounts indicated.

22 IT IS SO STIPULATED.

23 Dated: May 24, 2010

/s/ Scott L. Tedmon
SCOTT L. TEDMON
Attorney for Defendant
James Kalfsbeek

26 Dated: May 24, 2010

/s/ Joseph J. Wiseman
JOSEPH J. WISEMAN
Attorney for Defendant
Donna Rowe

1
2 Dated: May 24, 2010

/s/ John Balazs
JOHN BALAZS
Attorney for Defendant
Amy Polnoff

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5 Dated: May 24, 2010

/s/ Dwight Samuel
DWIGHT SAMUEL
Attorney for Defendant
Kurt Lakota

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8 Dated: May 24, 2010

BENJAMIN B. WAGNER
United States Attorney

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11 IT IS SO ORDERED.
12 Dated: June 22, 2010

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14 O R D E R

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LAWRENCE K. KARLTON
SENIOR JUDGE
UNITED STATES DISTRICT COURT